

Message Text

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17

ORIGIN L-03

INFO OCT-01 ARA-16 IO-14 ISO-00 AF-10 EA-11 EUR-25 NEA-14

RSC-01 CIAE-00 DODE-00 PM-07 H-03 INR-11 NSAE-00

NSC-07 PA-04 PRS-01 SP-03 SS-20 USIA-15 OIC-04 ACDA-19

SAM-01 SAJ-01 NIC-01 /192 R

DRAFTED BY L/UNA:JMATHESON:EB

APPROVED BY L:SMSCHWEBEL

IO/UNP - MR. KIMBALL (DRAFT)

----- 047494

R 172217Z SEP 74

FM SECSTATE WASHDC

TO AMEMBASSY BRASILIA

INFO USMISSION USUN NEW YORK

LIMITED OFFICIAL USE STATE 204677

E.O. 11652: N/A

TAGS: VN, PFOR

SUBJECT: UNGA ACTION ON DEFINITION OF AGGRESSION

REF: BRASILIA 6798

1. FOLLOWING IS INFORMATION ON DEFINITION OF AGGRESSION
WHICH YOU MAY DRAW UPON IN RESPONSE TO REQUEST IN PARA 4
OF REFTEL.

2. AFTER MANY YEARS OF WORK ON A DEFINITION OF AGGRESSION, UN SPECIAL COMMITTEE ON THE QUESTION OF DEFINING AGGRESSION COMPLETED ITS WORK ON A DRAFT DEFINITION IN APRIL 1974. WITHOUT OBJECTION, COMMITTEE TRANSMITTED THAT DRAFT TO THE GA FOR ITS CONSIDERATION. WE EXPECT GA TO ACT UPON THIS DRAFT AND ADOPT THE DEFINITION AT THIS SESSION.

3. FYI: SINCE FINAL TEXT DOES NOT DEROGATE FROM BASIC
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U.S. POSITIONS AND IS USEFUL IN SEVERAL RESPECTS FROM U.S.

VIEWPOINT, U.S. DID NOT OBJECT TO DRAFT DEFINITION. IN PARTICULAR, DEFINITION PRESERVES SECURITY COUNCIL DISCRETION IN MAKING DETERMINATIONS OF AGGRESSION, REJECTS THEORY THAT ALL FIRST USES OF FORCE NECESSARILY ARE AGGRESSION, AND SPECIFICALLY INCLUDES INDIRECT USES OF FORCE IN LIST OF POSSIBLE ACTS OF AGGRESSION. IF TEXT WERE TO BE REOPENED, IT IS LIKELY THAT FINAL DEFINITION WOULD BE SUBSTANTIALLY LESS FAVORABLE TO U.S. THAN PRESENT DRAFT.

END FYI.

4. TEXT OF DRAFT DEFINITION WAS DELICATE COMPROMISE BETWEEN OPPOSING POINTS OF VIEW ON COMMITTEE. TO DATE, DEPT HAS RECEIVED NO FIRM INDICATION THAT ANY DEL INTENDS TO REOPEN TEXT AT GA ON POINTS OF SUBSTANCE. ANY SERIOUS ATTEMPT TO ALTER PRESENT TEXT COULD DESTROY THE CHANCE FOR CONSENSUS IN GA ON A DEFINITION. ANY DEFINITION ARRIVED AT OVER OBJECTION OF U.S. OR OTHER MAJOR POWERS WOULD BE MEANINGLESS EXERCISE. ACCORDINGLY, WE DO NOT PLAN TO REOPEN TEXT OURSELVES AND WOULD DISCOURAGE OTHERS FROM DOING SO. KISSINGER

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Message Attributes

Automatic Decaptoning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENT DRAFT, LANGUAGE, TEXT, INTERNATIONAL ORGANIZATIONS, FOREIGN POLICY POSITION
Control Number: n/a
Copy: SINGLE
Draft Date: 17 SEP 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GarlanWA
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974STATE204677
Document Source: CORE
Document Unique ID: 00
Drafter: MJMATHESON:EB
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740261-0008
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740938/aaaabfsz.tel
Line Count: 81
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN L
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: BRASILIA 6798
Review Action: RELEASED, APPROVED
Review Authority: GarlanWA
Review Comment: n/a
Review Content Flags:
Review Date: 01 JUL 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <01 JUL 2002 by boyleja>; APPROVED <06 MAR 2003 by cunninfx>; APPROVED <31 MAR 2003 by GarlanWA>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: UNGA ACTION ON DEFINITION OF AGGRESSION
TAGS: PFOR, VN, US, UNGA
To: BRASILIA
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005